

ESTTA Tracking number: **ESTTA490444**

Filing date: **08/22/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| | |
|---------------------------|---|
| Proceeding | 92055230 |
| Party | Plaintiff Guerlain S.A. |
| Correspondence Address | DAVID EHRLICH FROSS ZELNICK LEHRMAN & ZISSU PC 866 UNITED NATIONS PLAZA NEW YORK, NY 10017 UNITED STATES ehrllich-docket@fzllz.com |
| Submission | Motion to Extend |
| Filer's Name | David Ehrlich |
| Filer's e-mail | ehrllich-docket@fzllz.com |
| Signature | /dwe/ |
| Date | 08/22/2012 |
| Attachments | FRENCH KISS COSMETICS - Motion to Extend (F1071900).PDF (3 pages) (69381 bytes) |

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Registration No. 3384522
Trademark: FRENCH KISS COSMETICS

| | | |
|-----------------------------|---|--------------------------------------|
| -----X | : | |
| GUERLAIN S.A., | : | |
| | : | |
| Petitioner, | : | |
| | : | |
| v. | : | |
| | : | Cancellation Proceeding No. 92055230 |
| FRENCH KISS COSMETICS INC., | : | |
| | : | |
| Registrant. | : | |
| -----X | : | |

**MOTION TO EXTEND PETITIONER'S DEADLINE
TO RESPOND TO REGISTRANT'S MOTION TO DISMISS**

Petitioner, by its undersigned attorney, hereby moves that the deadline to respond to Registrant's Motion to Dismiss, dated April 9, 2012, be further extended by 180 days from August 27, 2012 until February 25, 2013. All other dates will be suspended in the interim. The reason for this motion is that the parties are still discussing settlement. The case is settled in principle, and the undersigned is waiting for comments on the draft settlement agreement from the Registrant's attorney, Brian Kinder, which he promised in an email dated June 18, 2012.

Mr. Kinder is a sole practitioner and is apparently very busy, or on vacation, and has not responded to recent communications requesting the promised comments and a consent for this motion. However, it seems unlikely that he will oppose the motion, given that the case is settled in principle.

Dated: August 22, 2012
New York, New York

FROSS ZELNICK LEHRMAN & ZISSU, P.C.

By: _____

David Ehrlich

866 United Nations Plaza
New York, New York 10017
(212) 813-5900

Attorneys for Petitioner

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by First Class mail upon the Attorney for Registrant, Brian P. Kinder, at The Kinder Law Group, 19200 Von Karman Avenue, Fourth Floor, Irvine, CA 92612, on this date, August 22, 2012

A handwritten signature in black ink, appearing to read 'D. Ehrlich', is written over a horizontal line.

David Ehrlich